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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

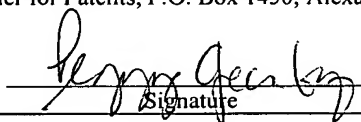
Applicants: Collins, et al
Title: Production of Recombinant Respiratory Syncytial Viruses Expressing Immune Modulatory Molecules
Serial No.: 10/031,095
Filing Date: June 18, 2002
Examiner/Unit: Stacy Chen/1648
Attorney Dkt No.: 2303-42-3

TRANSMITTAL LETTER

CERTIFICATE OF MAILING OR TRANSMISSION

"Express Mail" mailing label number: ER 534687397 US
Date of Deposit: August 11, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR, Section 1.10 on the date indicated above and is addressed to: Mail Stop: PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11th day of August, 2004.


Signature

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

 X Petition for 2 Month Extension with Check No. 22643 for \$420.00
 X Please charge any deficiency fees or credit overpayment to Deposit Account No. 07-1897 for this transaction.
 X Postcard

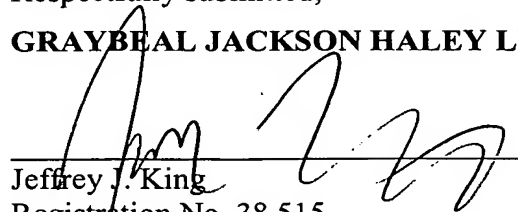
REMARKS

The accompanying Petition for Extension pertains to the Office Action dated March 11, 2004 (Paper No. 20040302) in this application and is submitted to secure copendency of the application to support filing of a continuation patent application, designated by attorney docket number 2303-42-5, filed herewith.

Respectfully submitted,

GRAYBEAL JACKSON HALEY LLP

Dated: August 11, 2004


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PTO/SB/22 (08-03)

Approved for use through 7/31/2008. OMB 0651-0031

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)
2303-42-3

In re Application of Collins et al

Application Number 10/031,095

Filed June 18, 2002

For Production of Recombinant Respiratory Syncytial Viruses
Expressing Immune Modulatory Molecules

Art Unit 1648

Examiner Stay Chen

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ _____
- ☒ Two months (37 CFR 1.17(a)(2)) \$420.00
- ☐ Three months (37 CFR 1.17(a)(3)) \$ _____
- ☐ Four months (37 CFR 1.17(a)(4)) \$ _____
- ☐ Five months (37 CFR 1.17(a)(5)) \$ _____
- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____.
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any deficiency fees which may be required, or credit any overpayment, to Deposit Account Number 07-1897.
- I have enclosed a duplicate copy of this sheet.

- I am the ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71
- Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ attorney or agent of record. Registration Number 38,515
- ☐ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

August 11, 2004

Date

425/455-5575

Telephone Number

Signature

Jeffrey J. King

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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